



PATENT
ATTORNEY DOCKET NO.: 041094-5022

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Kenichiro UDA, et al.)
Application No.: 10/676,250) Group Art Unit: 1764
Filed: October 2, 2003) Examiner: Unassigned

For: WATER-SOLUBLE LUBRICANT FOR WARM OR HOT METAL FORMING

Commissioner for Patents
MAIL STOP MISSING PARTS

RESPONSE TO NOTICE TO FILE MISSING PARTS

1. This replies to the Notice to File Missing Parts of Nonprovisional Application mailed September 21, 2004.

A copy of the Notice To File Missing Parts Of Nonprovisional Application is enclosed.

2. Declaration Or Oath

No declaration or oath was filed. Enclosed is the original Combined Declaration and Power of Attorney.

The specification attached to the declaration is a copy of the specification and any amendments thereto which were filed in the PTO to obtain the filing date.

The declaration or oath which was filed was determined to be defective. A new original Combined Declaration and Power of Attorney is attached.

3. English Translation of Non-English Language Papers

Submitted herewith is a verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the PTO.

Also enclosed is the Verification of Translation Document.

4. Small Entity Status

Small entity status under 37 C.F.R. § 1.27 is asserted for the present application.

5. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply.

Applicant petitions for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below:

Total months requested	Fee for extension	[Fee for Small Entity]
<input type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input type="checkbox"/> two months	\$ 430.00	\$215.00
<input type="checkbox"/> three months	\$ 980.00	\$490.00
<input type="checkbox"/> four months	\$1,530.00	\$765.00
<input type="checkbox"/> five months	\$2,080.00	\$1,040.00

Extension of time fee due with this request: \$

If an additional extension of time is required, please consider this a Petition therefor.

Applicant believes that no extension of time is required. However, in the event applicant has inadvertently overlooked the need for a petition and fee for extension of time, applicant hereby petitions for such an extension and requests that any fee therefor be charged to our Deposit Account No. 50-0310.

6. Assignment

An assignment of the invention to YUSHIRO CHEMICAL INDUSTRY Co., Ltd. and a PTO Form-1595, Recordation Form Cover Sheet, are enclosed.

7. Fee Calculation

				Fee Code
			Basic Fee	\$790.00 1001/2001
	Number Filed	Number Extra	at a Rate of (Lg./Sm.Entity)	
Total Claims	5 - 20 =	0	\$18/\$9 each=	\$0.00 1202/2202
Independent Claims	1 - 3 =	0	\$88/\$44 each=	\$0.00 1201/2201
Multiple dependent claim(s), if any			\$300/\$150	\$0.00 1203/2203
			SUB-TOTAL =	\$790.00
Late Filing Surcharge Fee (37 C.F.R. § 1.16(e))			\$130/\$65	\$130.00 1051/2051
			\$110/\$55 (1 Month)	1251/2251
			\$430/\$215 (2 Months)	1252/2252
			\$980/\$490 (3 Months)	1253/2253
Extension Fee (37 C.F.R. § 1.17(a)(1)-(5))			\$1530/\$765 (4 Months)	1254/2254
			\$2080/\$1040 (5 Months)	\$ 1255/2255
			SUB-TOTAL =	\$920.00
Fee For Application Filed With A Non-English Specification (37 C.F.R. § 1.17(i) and § 1.52(d))			\$130.00	\$ 1053
Assignment Recordation Fee			\$ 40.00	\$40.00 8021
			TOTAL FILING FEE =	\$960.00

8. Fee Payment

Enclosed is a check in the amount of \$_____ representing the total fee due.

The Commissioner is hereby authorized to charge the total fee due to Deposit Account 50-0310.

Except for issue fees payable under 37 C.F.R. §1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R §1.16 and §1.17 which may be required, or credit any overpayment to Deposit Account No. 50-0310.

9. Additional papers enclosed.

Preliminary Amendment

Submission of Replacement Drawings with _____ sheets of drawings

Claim for Priority

Certified copy(ies) of priority document(s):

Information Disclosure Statement

Form PTO-1449, 13 cited references as listed

Declaration of Biological Deposit

Submission of "Sequence Listing", computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.

Other:

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP



Robert J. Goodell, Reg. No. 41,040

Date: November 2, 2004

CUSTOMER NO. 09629

MORGAN, LEWIS & BOCKIUS LLP
1111 Pennsylvania Avenue, N.W.
Washington, D.C. 20004
Telephone: (202) 739-3000
Facsimile: (202) 739-3001



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

[Handwritten Signature]

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/676,250	10/02/2003	Kenichiro Uda	041094-5022

09629
 MORGAN LEWIS & BOCKIUS LLP
 1111 PENNSYLVANIA AVENUE NW
 WASHINGTON, DC 20004



CONFIRMATION NO. 3462
FORMALITIES LETTER



Date Mailed: 09/21/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted***Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$900** for a Large Entity

- **\$770** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.

11/03/2004 KBETEMA1 00000085 500310 10676250

01	FC:1001	790.00	DA
02	FC:1051	130.00	DA

Replies should be mailed to: Mail Stop Missing Parts
 Commissioner for Patents

P.O. Box 1450
 Alexandria VA 22313-1450

RECEIVED

SEP 23 2004

MORGAN, LEWIS & BOCKIUS LLP

*A copy of this notice **MUST** be returned with the reply.*

S. Yamazaki

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE